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STATEMENT CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) & 1.27(c))--SMALL BUSINESS CONCERN

Docket Number (Optional)
72189/98120B

Applicant, Patentee, or Identifier: Stacy Haitzuka, Ronald Burr, Harold MacKenzie, Marwan Zebian, Terry Warren, Shane Blaser, Colin Giffen
Application or Patent No.: _____
Filed or Issued: _____
Title: DATA PASS-THROUGH TO SPONSORS

I hereby state that I am

- ☐ the owner of the small business concern identified below.
☒ an official of the small business concern empowered to act on behalf of the concern identified below.

NAME OF SMALL BUSINESS CONCERN NetZero Inc.

ADDRESS OF SMALL BUSINESS CONCERN 2555 Townsgate Road
Westlake Village, CA 91361-2650

I hereby state that the above identified small business concern qualifies as a small business concern as defined in 13 CFR Part 121 for purposes of paying reduced fees to the United States Patent and Trademark Office. Questions related to size standards for a small business concern may be directed to: Small Business Administration, Size Standards Staff, 409 Third Street, SW, Washington, DC 20416.

I hereby state that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in:

- ☐ the specification filed herewith with title as listed above.
☐ the application identified above.
☐ the patent identified above.

If the rights held by the above identified small business concern are not exclusive, each individual, concern, or organization having rights in the invention must file separate statements as to their status as small entities, and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern, or organization having any rights in the invention is listed below:

- ☒ no such person, concern, or organization exists.
☐ each such person, concern, or organization is listed below.

Separate statements are required from each named person, concern or organization having rights to the invention stating their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

NAME OF PERSON SIGNING Stacy Haitzuka

TITLE OF PERSON IF OTHER THAN OWNER Chief Technology Officer

ADDRESS OF PERSON SIGNING 3835 E. Thousand Oaks Blvd. #338, Westlake Village, CA 91362

SIGNATURE [Signature] DATE 7-27-00

Please type a plus sign (+) inside this box → ☐

PTO/SB/01 (12-97)
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**DECLARATION FOR UTILITY OR
DESIGN
PATENT APPLICATION
(37 CFR 1.63)**

☒ Declaration Submitted with Initial Filing OR ☐ Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

Attorney Docket Number	72189/98120B
First Named Inventor	HAITSUKA, Stacy
COMPLETE IF KNOWN	
Application Number	/
Filing Date	
Group Art Unit	
Examiner Name	

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

DATA PASS-THROUGH TO SPONSORS

the specification of which

(Title of the Invention)

☒ is attached hereto
OR

☐ was filed on (MM/DD/YYYY) as United States Application Number or PCT International

Application Number and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
			<input type="checkbox"/>	YES	NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.
60/166,422	10/19/1999	

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Burden Hour Statement: This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Please type a plus sign (+) inside this box → ☐

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DECLARATION — Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)
60/160,422	10/19/1999	

☐ Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: ☐ Customer Number OR ☒ Registered practitioner(s) name/registration number listed below

Place Customer
Number Bar Code
Label here

Name	Registration Number	Name	Registration Number
Steven C. Sereboff	37.035	David Alexander	28,176
Nguyen Nguyen	43.834	Lawrence M. Sung	38,330
Breton A. Bocchieri	31.739		

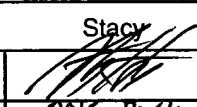
☐ Additional registered practitioner(s) named on supplemental Registered Practitioner Information sheet PTO/SB/02C attached hereto.

Direct all correspondence to: ☐ Customer Number OR ☒ Correspondence address below

Name	Steven C. Sereboff					
Address	Arter & Hadden LLP					
Address	Five Park Plaza, Suite 1000					
City	Irvine	State	CA	ZIP	92614-8528	
Country	USA	Telephone	(949) 252-7500		Fax	(949) 833-9604

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor: ☐ A petition has been filed for this unsigned inventor

Given Name (first and middle (if any))		Family Name or Surname					
Stacy		Haitsuka					
Inventor's Signature				Date	7-27-00		
Residence: City	0412 Park Los Angeles	State	CA	Country	USA	Citizenship	USA
Post Office Address	2555 Townsgate Road						
Post Office Address							
City	Westlake Village	State	CA	ZIP	91361	Country	USA

☒ Additional inventors are being named on the 1 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto

Please type a plus sign (+) inside this box → ☐

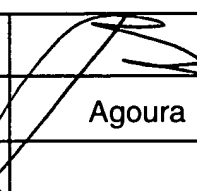
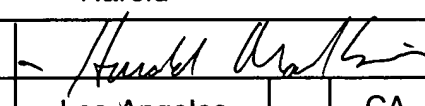
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DECLARATION

ADDITIONAL INVENTOR(S) Supplemental Sheet

Page 1 of 2

Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle (if any))				Family Name or Surname			
Ronald				Burr			
Inventor's Signature				Date	7-27-00		
Residence: City	Agoura	State	CA	Country	USA	Citizenship	USA
Post Office Address	2555 Townsgate Road						
Post Office Address							
City	Westlake Village	State	CA	ZIP	91361	Country	USA
Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle (if any))				Family Name or Surname			
Harold				MacKenzie			
Inventor's Signature				Date	7-27-00		
Residence: City	Los Angeles	State	CA	Country	USA	Citizenship	USA
Post Office Address	2555 Townsgate Road						
Post Office Address							
City	Westlake Village	State	CA	ZIP	91361	Country	USA
Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle (if any))				Family Name or Surname			
Marwan				Zebian			
Inventor's Signature				Date			
Residence: City	Agoura	State	CA	Country	USA	Citizenship	
Post Office Address	2555 Townsgate Road						
Post Office Address							
City	Westlake Village	State	CA	ZIP	91361	Country	USA

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Please type a plus sign (+) inside this box → ☐

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DECLARATION

ADDITIONAL INVENTOR(S)

Supplemental Sheet

Page 2 of 2

Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle [if any])				Family Name or Surname			
Terry				Warren			
Inventor's Signature	a Jerry Warren			Date	7-27-00		
Residence: City	Santa Ana	State	CA	Country	USA	Citizenship	USA
Post Office Address	2555 Townsgate Road						
Post Office Address							
City	Westlake Village	State	CA	ZIP	91361	Country	USA
Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle [if any])				Family Name or Surname			
Shane				Blaser			
Inventor's Signature	s wase			Date	7-27-00		
Residence: City	Camarillo	State	CA	Country	USA	Citizenship	USA
Post Office Address	2555 Townsgate Road						
Post Office Address							
City	Westlake Village	State	CA	ZIP	91361	Country	USA
Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle [if any])				Family Name or Surname			
Colin				Giffen			
Inventor's Signature	Colin Giffen			Date	7-27-00		
Residence: City	Westlake Village	State	CA	Country	USA	Citizenship	USA
Post Office Address	2555 Townsgate Road						
Post Office Address							
City	Westlake Village	State	CA	ZIP	91361	Country	USA

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Not For Recordation

STATEMENT OF OWNERSHIP

Applicant: Stacy Haitzuka, Marwan Zebian, Harold MacKenzie, Ronald Burr, Terry Warren, Shane Blaser, Colin Giffen

Application No.: [] Filed: []

Entitled: DATA PASS-THROUGH TO SPONSORS

NetZero, Inc., a Delaware corporation,
(Name of Assignee), (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

is the assignee of the entire right, title and interest in the patent application identified above by virtue of:

☒ An assignment from the inventor(s) of the patent application identified above.

☐ Copies of assignments or other documents in the chain of title are attached.


The authority and rights of the inventor(s) with respect to this application are hereby excluded in accordance with the provisions of 37 CFR 1.32.

The following attorneys are hereby appointed to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: STEVEN C. SEREBOFF, Reg. No. 37,035 of Arter & Hadden LLP, Five Park Plaza, Suite 1000, Irvine, California 92614-8528; BRETON A. BOCCHIERI, Reg. No. 31,739; DAVID ALEXANDER; Reg. No. 28,176; LAWRENCE M. SUNG, Reg. No. 38,330; NGUYEN NGUYEN, Reg. No. 43,834 and every member with the firm of Arter & Hadden LLP and every attorney at law associated with said firm is hereby authorized to sign any paper or conduct any business on its behalf.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that there statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of this application and any patent issuing thereon.

The undersigned is empowered to sign this certificate on behalf of the assignee.

7-27-00
Date


Signature
Stacy Haitzuka
Typed or printed name
Sr. VP Technology
Title